

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

LORI COOK individually,

Plaintiff,

vs.

HARRISON MEDICAL CENTER, a
Washington nonprofit corporation,

Defendant.

NO. 3:13-cv-05986

SPECIAL VERDICT FORM

On Plaintiff's first claim alleging retaliation in violation of the False Claims Act, 31 USC §3729 et al., answer the following questions:

1. Has the Plaintiff proven by a preponderance of the evidence that she was engaged in protected activity?

____ yes

____ no

If you checked YES to question 1 above, then answer Question No. 2. If you checked NO to question 1 above, you are not to answer further Questions.

2. Has the Plaintiff proven by a preponderance of the evidence that Defendant knew that she was engaged in protected activity?

____ yes

____ no

SPECIAL VERDICT FORM- 1

1 **If you checked YES to question 2 above, then answer Question No. 3. If you checked NO to**
2 **question 2 above, you are not to answer further Questions.**

3
4 3. Has the Plaintiff proven by a preponderance of the evidence that Defendant terminated
5 Plaintiff because she was engaged in protected activity?

6 ____yes

7 ____no

8 **If you checked YES to question 3 above, then answer Question No. 4. If you checked NO to**
9 **question 3 above, you are not to answer further Questions.**

10 4. Has the Defendant proven by a preponderance of the evidence that its decision to
11 terminate Plaintiff was also motivated by a lawful reason?

12 ____yes

13 ____no

14
15 **If you checked YES to question 4 above, then answer Question No. 5. If you checked NO to**
16 **question 4 above, you are not to answer further Questions.**

17
18 If you answered no to question #4, what is your award of damages to the Plaintiff? \$____
19 against Defendant.

20 5. Did Plaintiff prove by a preponderance of the evidence that Defendant's reasons for
21 termination were pretextual?

22 ____yes

23 ____no

24 If you answered yes to question #5, what is your award of damages to the Plaintiff?
25 \$____ against Defendant.

26 _____
27 Foreperson

1
2
3 Plaintiff's position: Plaintiff does not stipulate to use of this Verdict Form.
4

5 DATED this 17th day of February, 2015.
6

7
8 Respectfully submitted,

9
10 POLSINELLI PC

11 /s/ Sean R. Gallagher
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17 *Counsel for Defendant*
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19
20 SEBRIS BUSTO JAMES

21 /s/ Jeffrey A. James
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25 Telephone: (425) 454-4233
26 *Local Counsel for Defendant*
27 *Harrison Medical Center*
28

1 **CERTIFICATE OF SERVICE**

2 I, Holly Holman, certify under penalty of perjury under the laws of the United States that,
3 on February 17, 2015, I served the attached document to the party listed below in the manner
4 shown next to his/her name:

5
6 ATTORNEY FOR PLAINTIFF:

7 Robert Fulton, WSBA No. 29277
8 601 Union St., Suite 4200
9 Seattle, Washington 98101
10 Robert@fultonlawpllc.com

[X] By United States Mail
[] By Legal Messenger
[] By Facsimile
[] By Overnight Fed Ex Delivery
[X] Via E-Mail
[] Via E-service

11
12
13
14
15 /s/ Holly Holman
Holly Holman